



RECEIVED
NOV 14 2003
Attorney Docket No. 25883-103
TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Chang-An Wu)	Group Art Unit: 1616
)	
Application No.: 10/026,361)	Examiner: PRYOR, Alton N.
)	
Filed: December 21, 2001)	
)	
For: Water Miscible Pesticide Containing A)	
<u>Synergistic Cocktail of Plant Alkaloids</u>)	

10/26/02
11-21-02

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to Examiner's Restriction Requirement mailed October 10, 2002, Applicants respectfully request reconsideration of the above-referenced application in view of the following amendments and remarks.

Please amend the above-referenced application as follows:

In the claims:

Please cancel claims 31-56 without prejudice.

REMARKS

This is in response to the Office Action mailed October 10, 2002. Claims 1-56 are pending in the application. Claims 1-56 are subject to a restriction or election requirement. Applicants respectfully elect without traverse the claims of Group I consisting of claims 1-30, drawn to a pesticide. Consequently, Applicants herein cancel claims 31-56 without prejudice.

U.S. Application No. 10/026,361

The Commissioner is authorized to charge any additional fees which may required, including petition fees, or credit any overpayment to Deposit Account No. 23-2415 (Docket No. 25885-703).

WILSON SONSINI GOODRICH & ROSATI

Respectfully submitted,

By:



Shirley Chen, Ph.D.
Registration No. 44,608

650 Page Mill Road
Palo Alto, CA 94304-1505
(650) 493-9300
Client No. 021971
Date: November 6, 2002

1616

NOV 06 2002

Please type a plus sign (+) inside this box →

+

PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Application Number

10/026,361

Filing Date

December 21, 2001

First Named Inventor

Chang-An Wu

Group/Art Unit

1616

Examiner Name

A. Pryor

Total Number of Pages in This Submission

3

Attorney Docket Number

25885-703

ENCLOSURES (check all that apply)

☐ Fee Transmittal Form☐ Fee Attached☒ Response to Restriction Requirement☐ After Final☐ Version with Markings Showing Changes☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/Incomplete Application☐ Response to Missing Parts under 37 CFR 1.52 or 1.53☐ Assignment Papers (for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition☐ Petition to Convert to a Provisional Application☐ Power of Attorney, Revocation Change of Correspondence Address☐ Terminal Disclaimer☐ Small Entity Statement☐ Request for Refund☐ After Allowance Communication to Group☐ Appeal Communication to Board of Appeals and Interferences☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☐ Additional Enclosure(s) (please identify below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm
or
Individual name

Shirley Chen, Reg. No. 44,608, WILSON SONSINI GOODRICH & ROSATI

Signature

Date

November 6, 2002

Customer Number:

021971

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: Commissioner for Patents, Washington, D.C. 20231, on this date: November 6, 2002

Express Mail Label EL 778600721 US

Typed or printed name

Donna L. Hengst

Signature

Donna L. Hengst

Date

November 6, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

RECEIVED
NOV 14 2002
TECH CENTER 1600/2906